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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Ward *et al.*

Appl. No. 09/730,525

Filed: December 5, 2000

For: Herbicide-tolerant Protox Genes

Produced by DNA shuffling

Art Unit: 1637

Examiner: Kenneth Horlick

Atty Docket: 20757USDIV6

| | |
|---|-------------------|
| CERTIFICATE OF TRANSMISSION UNDER 37 C.F.R. 1.8 | |
| I hereby certify that this paper is being facsimile transmitted to the U.S. Patent and Trademark Office on the date indicated below at the facsimile number 703-308-6916. | |
| <u>Mary Kakefuda</u> | <u>39,245</u> |
| Attorney Name | PTO Reg. No. |
| <u>Mary Kakefuda</u> | <u>9/11/03</u> |
| Signature | Date of Signature |

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PETITIONS OFFICE

Office of Petitions

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Facsimile: 1-703-308-6916

Date: September 11, 2003

PETITION FOR WITHDRAWAL OF APPLICATION FROM ISSUE
UNDER 37 C.F.R. §1.313(c)(2)

Sir:

1. Applicants hereby petition to withdraw the referenced application from issue pursuant to 37 C.F.R. §1.313(c)(2) for consideration of a Request for Continued Examination ("RCE") under 37 C.F.R. §1.114 transmitted herewith. An Amendment is transmitted concurrently with this Petition.

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2. The referenced application is a utility application that is complete as defined by 37 C.F.R. §1.51(b). A Notice of Allowance was mailed April 18, 2003. The Issue Fee was paid by first class mail on July 11, 2003.

3. In connection with Applicant's Petition, the following documents are concurrently submitted herewith:

- Form PTO/SB/30 (RCE Transmittal); and
- Amendment.

4. Authorization is hereby given to charge Deposit Account No. 50-1744 for any fee which may be due in connection with this communication.

Favorable consideration of this Petition and resumption of prosecution for consideration of the IDS is respectfully requested.

Dated: Sept. 11, 2003

Respectfully submitted,

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Enclosures: RCE Transmittal (1 page)
Amendment (7 pages)